



IFW

S&H Form: (2/01)
DOCKET NO. 1454.1650

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Volker BREUER et al.

Serial No: 10/557,612

Group Art Unit: 2618

Confirmation No. 4518

Filed: November 22, 2005

Examiner: (Unassigned)

For: METHOD FOR OPERATING A MOBILE RADIO TELEPHONE SYSTEM, MOBILE
RADIO TELEPHONE SYSTEM AND BASE STATION

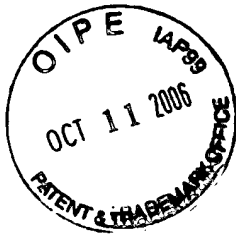
REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

It is requested that the Number of Drawings, City of the first inventor, Spelling of the second inventor's last name, the third and fourth inventors, the Assignment for Published Patent Application, and the Power of Attorney information on the Official Filing Receipt be corrected. The correct Number of Drawings is **1**. The correct city for the first inventor is **Bötzow**. The correct spelling of the second inventor's last name is **Charpentier**. The third inventor should be inserted to reflect: **Jörg GUSTRAU of Berlin, Germany** and the fourth inventor should be inserted to reflect: **Carsten MÜLLER-SCHWANNEKE of München, Germany**. Munich, the name used for München in English may be used in place of München. Assuming umlauts cannot be printed on the Filing receipt, conventional transliteration should be used by adding the letter "e" after the vowel the umlaut accents, e.g., "Joerg" in place of "Jörg" and "Mueller" in place of "Müller". The Assignment for Published Patent Application should be inserted to reflect: **Siemens Aktiengesellschaft, Munich, Germany**. The correct Power of Attorney information is **The patent practitioners associated with customer number 21171**. This information is evidenced by a copy of the Executed Declaration, a copy of the Application Transmittal, a copy of the Assignment, and a copy of Figure 1, attached to the application as filed.

For the convenience of the Patent and Trademark Office, attached is a photocopy of the original receipt on which the errors have been noted in red.



For the convenience of the Patent and Trademark Office, attached is a photocopy of the original receipt on which the errors have been noted in red.

It is requested that a corrected Official Filing Receipt be issued in this application.

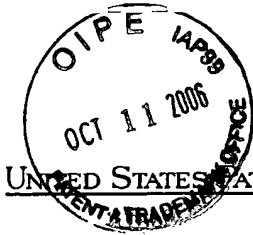
Respectfully submitted,

STAAS & HALSEY LLP

Date: 10/11/06

By: Richard A. Gollhofer
Richard A. Gollhofer
Registration No. 31,106

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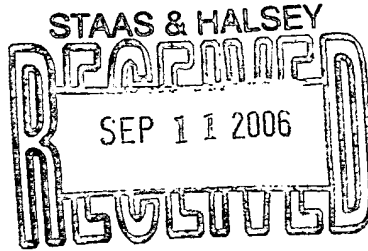


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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/557,612	11/22/2005	2618	900	1454.1650	-- 1 --	16	3

Staas & Halsey
Suite 700
1201 New York Avenue N W
Washington, DC 20005



CONFIRMATION NO. 4518

FILING RECEIPT



OC000000020299168

Date Mailed: 09/05/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

-- Botzow, --
Volker Breuer, Botzow, GERMANY;
Frederic Charpentier, Berlin, GERMANY;
-- Charpentier, --

Also -> -- Jörg Gustrau, Berlin, Germany --
-- Carsten Müller-Schwannert, München, Germany --

Power of Attorney:

[Richard Gollhofer-31106]

Assignee: *-- Siemens Aktiengesellschaft, Munich, Germany --**-- The patent practitioners associated with Customer number 21171 --*

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP04/50717 05/05/2004

Foreign Applications

GERMANY 10323191.9 05/22/2003

If Required, Foreign Filing License Granted: 09/02/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/557,612**

Projected Publication Date: 12/14/2006

Non-Publication Request: No

Early Publication Request: No

Title

Method for operating a mobile radio telephone system, mobile radio telephone system and base station

Preliminary Class

455

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

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For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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Please Date Stamp and return



PCT Transmittal; Fee Transmittal; German Published Application; English Translation; 1 sheet of Formal Drawings (Fig. 1); Assignment w/ PTO-1449; Declaration; Preliminary Amendment; Substitute Specification and Marked-Up Specification; Information Disclosure Statement with PTO-1449 (10 references); Attachment 1(g) with copy of English Search Report; Written Opinion; Written Opinion Supplementary Sheet; Check For \$1,040.00.

APPLICANT(S): Volker BREUER et al.

SERIAL NO: Unassigned

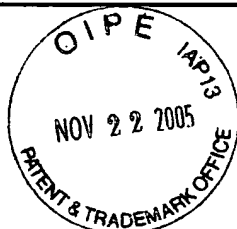
CONFIRMATION NO. Unassigned

TITLE: METHOD FOR OPERATING A MOBILE RADIO TELEPHONE SYSTEM, MOBILE RADIO TELEPHONE SYSTEM AND BASE STATION

FILING DATE: (Concurrently)

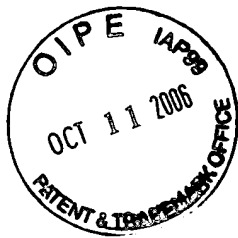
DOCKET NO: 1454.1650/RAG:nc

DUE DATE: November 22, 2005



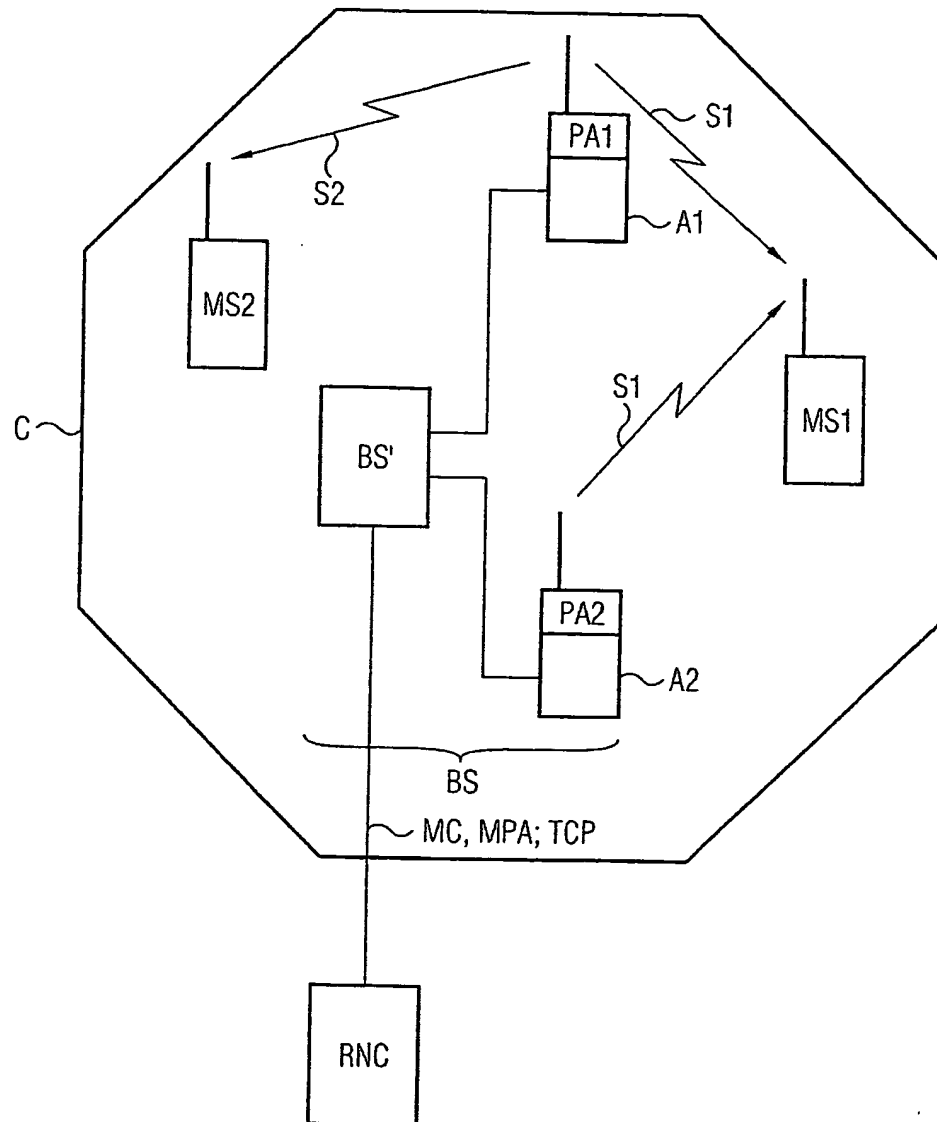
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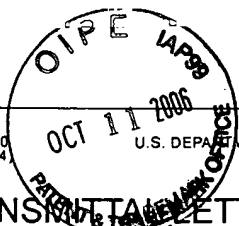




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1/1





S&H Form: FORM PTO-1390 (9/05)

FORM PTO-1390
(REV. 12-2004)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

1454.1650

COPY

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

INTERNATIONAL APPLICATION NO.
PCT/EP2004/050717INTERNATIONAL FILING DATE
5 May 2004PRIORITY DATE CLAIMED
22 May 2003

TITLE OF INVENTION

METHOD FOR OPERATING A MOBILE RADIO TELEPHONE SYSTEM, MOBILE RADIO TELEPHONE
SYSTEM AND BASE STATION

APPLICANT(S) FOR DO/EO/US

Volker BREUER et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☒ A substitute specification, including a marked-up copy.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☒ A copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: Written Report of the Int'l Search Authority; English translation of Written Opinion
Supplementary Sheet



FORM PTO-1595

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RECORDATION FORM COVER SHEET
Patent and Trademark Office

PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE

To the Director of the U.S. Patent and Trademark Office: Please record the attached document.

1. Name of conveying party(ies):

Volker BREUER
Frederic CHARPENTIER
Jörg GUSTRAU
Carsten MÜLLER-SCHWANNEKE

COPY

2. Name and Address of receiving party(ies):

SIEMENS AKTIENGESELLSCHAFT
Wittelsbacherplatz 2
80333 Munich
GERMANY

3. Nature of conveyance:

☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other: _____

Execution Date(s): November 1, 2005; October 28, 2005; October 31, 2005; October 27, 2005

4. Application number(s) or patent number(s):

☒ This document is being filed together with a new application.

OR

☐ This document is being filed after filing of the application:

(a) Patent Application No(s). (Unassigned), filed (Concurrently); or

(b) Patent No(s). , issued .

5. Name and address of party to whom correspondence concerning document should be mailed:

STAAS & HALSEY LLP Our Docket: 1454.1650
Attention: Richard A. Gollhofer
1201 New York Ave., N.W., Suite 700
Washington, D.C. 20005

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41)..... (\$ 40.00 per Patent or Application in Assignment)

☒ Enclosed
☐ Authorized to be charged to deposit account.

8. Deposit Account No.: 19-3935 (Any underpayment is authorized to be charged to this Deposit Account)

(Attach duplicate copy of this page if paying by deposit account)

Richard A. Gollhofer, Reg. No. 31,106
Name of Person Signing

Richard A. Gollhofer 11/22/05
Signature Date

Total number of pages including cover sheet: 5

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ASSIGNMENT

For good and valuable consideration, I/we, the undersigned

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Jörg Gustrau
residing at:
Pestalozzistr. 74
10627 Berlin
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Frederic Charpentier
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Philippstraße 14
10115 Berlin
GERMANY

Dr. Carsten Müller-Schwanneke
residing at:
Herzogstr. 126
80796 München
GERMANY

residing at:

residing at:

residing at:

residing at:

hereby sell, assign, and transfer to

Siemens Aktiengesellschaft

a German corporation organized and existing under the laws of the Federal Republic of Germany, having its principal place of business in München, GERMANY herein the "Assignee", its successors, assigns and legal representatives the entire and exclusive right, title and interest in and for the United States, in all and to any improvements in the

(Title:) **Verfahren zum Betrieb eines Mobilfunksystems, Mobilfunksystem und Basisstation**

disclosed in the PCT international application for Letters Patent designating the United States, said application being identified in our records as

Applicants File No. **2003P07519WOUS**
and filed as PCT-application **PCT/EP2004/050717**

and in and to said application and all divisional, continuing substitute, renewal, reissue and all other applications for Letters Patent which have been or shall be filed in the United States on any of said improvements; and in and to all original and reissued patents which have been or shall be issued in the United States on said improvements;

hereby agree that said Assignee may apply for and receive .ters Patent for said improvements in its own name and that when requested without charge to but at the expense of said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this agreement, the undersigned will execute all divisional, continuing substitute, renewal, reissue and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney and other papers; communicate to said Assignee, its successors, assigns and legal representatives all facts known to the undersigned relating to said improvements and the history thereof; and generally do everything possible which said Assignee, its successors, assigns, or legal representatives shall consider desirable for aiding in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements and all applications for patents and all patents on said improvements in said Assignee, its successors, assigns, and legal representatives; and

hereby covenant with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed had been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Date: 1.11.05

Volker Breuer
Volker Breuer

Witnesses: C. Fan
CHANGPENG FAN
(type name)

Witnesses: M. Hiedemann
(type name) Martina Hiedemann

Date: _____

Frederic Charpentier

Witnesses: _____
(type name)

Witnesses: _____
(type name)

Date: 31.10.05

Jörg Gustrau
Jörg Gustrau

Witnesses: Mirko Schramm
(type name)

Witnesses: Mirko Schramm
(type name)

J. Krause
Joern Krause

hereby agree that said Assignee may apply for and receive Letters Patent for said improvements in its own name and that when requested without charge to but at the expense of said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this agreement, the undersigned will execute all divisional, continuing substitute, renewal, reissue and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney and other papers; communicate to said Assignee, its successors, assigns and legal representatives all facts known to the undersigned relating to said improvements and the history thereof; and generally do everything possible which said Assignee, its successors, assigns, or legal representatives shall consider desirable for aiding in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements and all applications for patents and all patents on said improvements in said Assignee, its successors, assigns, and legal representatives; and hereby covenant with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed had been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Date: _____

Volker Breuer

Witnesses: _____
(type name)

Witnesses: _____
(type name)

Date: 28.10.05

Frederic Charpentier

Witnesses: NICOLA MEYER
(type name)

Witnesses: CHRISTIAN TEUWSEN
(type name)

Date: _____

Jörg Gustrau

Witnesses: _____
(type name)

Witnesses: _____
(type name)

Date: 27.10.2005
Witnesses: [Signature] (type name)
Witnesses: [Signature] (type name) Thomas Roth
Dr. Carsten Müller-Schwannke
(Maria Laur)

Date: _____

Witnesses: _____
(type name)

Witnesses: _____
(type name)

Date: _____

Witnesses: _____
(type name)

Witnesses: _____
(type name)

Date: _____

Witnesses: _____
(type name)

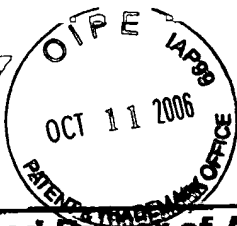
Witnesses: _____
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Date: _____

Witnesses: _____
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Witnesses: _____
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COPY



Declaration and Power of Attorney For Patent Application
Erklärung Für Patentanmeldungen Vollmacht
German Language Declaration

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dass mein Wohnsitz, meine Postanschrift, und meine
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dass ich, nach bestem Wissen der ursprüngliche, erste
und alleinige Erfinder (falls nachstehend nur ein Name
angegeben ist) oder ein ursprünglicher, erster und
Miterfinder (falls nachstehend mehrere Namen
aufgeführt sind) des Gegenstandes bin, für den dieser
Antrag gestellt wird und für den ein Patent für die
Erfindung mit dem Titel beantragt wird:

Verfahren zum Betrieb eines
Mobilfunksystems, Mobilfunksystem und
Basisstation

deren Beschreibung hier beigelegt ist, es sei denn (in
diesem Falle Zutreffendes bitte ankreuzen), diese
Erfindung

- ☒ wurde angemeldet am 05.05.2004 unter der
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internationalen Anmeldenummer im Rahmen
des PCT-Vertrags PCT/EP2004/050717 und am
_____ abgeändert (falls zutreffend).

Ich bestätige hiermit, dass ich den Inhalt der obigen
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Ich erkenne meine Pflicht zur Offenbarung jeglicher
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in Einklang mit Titel 37, Code of Federal Regulations,
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Ich beanspruche hiermit ausländische Prioritätsvorteile
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Anmeldungen angegeben, deren Anmeldetag dem der
Anmeldung, für welche Priorität beansprucht wird,
vorangeht.

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are
as stated below next to my name.

I believe I am the original, first and sole inventor (if only
one name is listed below) or an original, first and joint
inventor (if plural names are listed below) of the
subject matter which is claimed and for which a patent
is sought on the invention entitled

Verfahren zum Betrieb eines
Mobilfunksystems, Mobilfunksystem und
Basisstation

the specification of which is attached hereto unless the
following box is checked:

- ☒ was filed on 05.05.2004
as United States Application Number or PCT
International Application Number
PCT/EP2004/050717 and was amended on
_____ (if applicable).

I hereby state that I have reviewed and understand the
contents of the above identified specification, including
the claims, as amended by any amendment referred to
above.

I acknowledge the duty to disclose information which is
material to patentability as defined in Title 37, Code of
Federal Regulations, § 1.56.

I hereby claim foreign priority under Title 35, 119(a)-(d)
or § 365(b) of any foreign application(s) for patent or
inventor's certificate, or § 365(a) of any PCT
international application which designated at least one
country other than the United States, listed below and
have also identified below, by checking the box, any
foreign application for patent or inventor's certificate, or
PCT international application having a filing date
before that of the application on which priority is
claimed.

IDA/R: 2590 / V: 08-18.05 / B:
1/1

German Language Declaration

Prior foreign applications
Priorität beansprucht

Priority Claimed

10323191.9

DE

22.05.2003

☒

☐

(Number)

(Country)

(Day Month Year Filed)

Yes

No

(Nummer)

(Land)

(Tag Monat Jahr eingereicht)

Ja

Nein

(Number)

(Country)

(Day Month Year Filed)

☐

☐

(Nummer)

(Land)

(Tag Monat Jahr eingereicht)

Yes

No

(Number)

(Country)

(Day Month Year Filed)

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Yes

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Yes

No

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PCT/EP2004/050717

05.05.2004

anhängig

pending

(Application Serial No.)
(Anmeldeseriennummer)

(Filing Date D, M, Y)
(Anmeldedatum T, M, J)

(Status)
(patentiert, anhängig,
aufgegeben)

(Status)
(patented, pending,
abandoned)

(Application Serial No.)
(Anmeldeseriennummer)

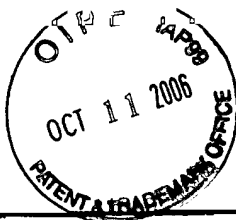
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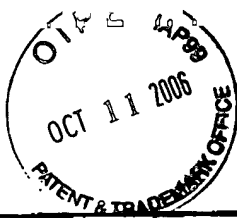
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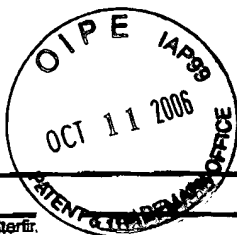
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Staatsangehörigkeit		Citizenship	
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